

Message Text

LIMITED OFFICIAL USE

PAGE 01 TOKYO 02940 060819Z

12

ACTION OES-04

INFO OCT-01 EA-06 ISO-00 MC-02 ACDA-05 CIAE-00 DODE-00

PM-03 INR-07 L-02 NSAE-00 NASA-01 NSC-05 /036 W

----- 043478

R 060747Z MAR 75

FM AMEMBASSY TOKYO

TO SECSTATE WASHDC 8485

LIMITED OFFICIAL USE TOKYO 2940

DEPT PASS TO NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

E.O. 11652: N/A

TAGS: TSPA, JA, US

SUBJ: SPACE COOPERATION - LAUNCHING SERVICE ARRANGEMENTS

1. YAMANO, STA, INFORMALLY PROVIDED SCICOUNS YESTERDAY WITH STA VIEWS ON EXCHANGE OF GOVERNMENTAL NOTES AND MOU FOR LAUNCH SERVICE ARRANGEMENTS. THESE VIEWS ARE BEING TRANSMITTED VIA FONOFF TO JAPANESE EMBASSY WASHINGTON FOR OFFICIAL PRESENTATION TO DEPARTMENT.

2. RE EXCHANGE OF NOTES, YAMANO STATED STA IS SATISFIED WITH CHANGES PROPOSED BY DEPT IN VOGT'S LETTER TO UCHIDA OF FEBRUARY 18, 1975. STA ALSO SATISFIED WITH RETENTION OF PHRASE "ON BEHALF OF THE GOJ" IN FIRST PARAGRAPH OF NOTE, BUT FONOFF TREATY DIVISION STILL REVIEWING THIS LANGUAGE FROM LEGAL STANDPOINT. GOJ UNDERSTANDS THAT US LAUNCH SERVICE POLICY AUTHORIZES PROVISION OF SERVICES TO TOERH COUNTRIES OR INTERNATIONAL ORGANIZATIONS, AND THAT LANGUAGE MAKING CLEAR GOVERNMENTAL NATURE OF THE JAPANESE APPLICATION SATELLITE PROGRAMS IS THEREFORE ESSENTIAL. FONOFF CONSIDERING SEVERAL ALTERNATIVES ON "ON BEHALF OF GOJ," INCLUDING:

A. AT THE REQUEST OF GOJ

LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 TOKYO 02940 060819Z

B. FOR GOJ

C. IN ACCORDANCE WITH THE SPACE PROGRAM OF GOJ SCI-COUNS REITERATED THAT BEST APPROACH WOULD BE RETENTION OF EXISTING LANGUAGE.

3. GOJ WILL SUGGEST FOLLOWING MODIFIED LANGUAGE FOR FIRST SENTENCE OF PARAGRAPH 1 OF MOU, AS DISCUSSED WITH NASA CONTACT NEGOTIATING TEAM DURING RECENT TOKYO VISIT: "STA AND NASA SET FORTH IN THIS MOU THE GENERAL UNDERSTANDINGS TO BE OBSERVED BY STA AND NASA AND ALSO SET FORTH IN THE ATTACHED ANNEX THE GENERAL UNDERSTANDINGS AGREED BY STA AND NASA TO BE OBSERVED BY NASDA ON THE ONE SIDE AND NASA ON THE OTHER SIDE".

4. YAMANO BELIEVES NASA'S NEW THIRD-PARTY LIABILITY POLICY WILL BE ACCEPTABLE, PROVIDED A) THAT NEW POLICY, I.E. REQUIREMENT THAT GOJ COVER LIABILITY ARISING OUT OF NASA ACTS, IS REFLECTED IN LAUNCH SERVICE CONTRACTS AND NOT IN MOU; AND B) THAT LIABILITY ARISING OUT OF INTENTIONAL ACTS OR OMISSIONS OF NASA AND ITS EMPLOYEES BE OMITTED FROM POLICY. YAMANO ALSO REQUESTED THAT WE SUPPLY AS SOON AS POSSIBLE ANY PRECEDENTS OR EXAMPLES OF THIS POLICY EITHER IN EXISTING LAUNCH SERVICE CONTRACTS OR EXISTING MOU'S.

HODGSON

LIMITED OFFICIAL USE

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: SPACE AGREEMENTS
Control Number: n/a
Copy: SINGLE
Draft Date: 06 MAR 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: GolinoFR
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975TOKYO02940
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D750078-0487
From: TOKYO
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1975/newtext/t19750374/aaaacoxj.tel
Line Count: 87
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION OES
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: GolinoFR
Review Comment: n/a
Review Content Flags:
Review Date: 15 JUL 2003
Review Event:
Review Exemptions: n/a
Review History: RELEASED <15 JUL 2003 by BoyleJA>; APPROVED <16 JUL 2003 by GolinoFR>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
05 JUL 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: SPACE COOPERATION - LAUNCHING SERVICE ARRANGEMENTS
TAGS: TSPA, JA, US, NASA, STA
To: STATE
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 05 JUL 2006